

**A RESOLUTION BY  
FINANCE/EXECUTIVE COMMITTEE**

**02-*R*-0807**

**A RESOLUTION AUTHORIZING THE MUNICIPAL CLERK TO PLACE  
A PUBLIC ADVERTISEMENT IN A NEWSPAPER OF GENERAL  
CIRCULATION, DEPICTING THE TAX DIGEST MILLAGE RATE, TAX  
LEVY AND OTHER INFORMATION REQUIRED PER SECTION 48-5-32  
OF THE O.C.G.A.**

**WHEREAS**, Chapter 3, Section 6-302 of the City Charter requires the governing body of the City to adopt by ordinance an annual budget for the ensuing fiscal year, not later than the second regular meeting in the second month of each fiscal year, and

**WHEREAS**, Chapter 3, Section 6-302 of the City Charter and the 1937 Budget Law, as amended, requires that the total appropriation for any fund shall not exceed the estimated fund balance, reserves, and revenues constituting the fund availability of such fund; and

**WHEREAS**, Chapter 3, Section 6-301 of the City Charter requires the Budget Commission to annually prepare and file with the governing body for submission, to the Mayor, the budget revenue anticipations for the City; and

**WHEREAS**, the budget revenue anticipations submitted by the Budget Commission cannot be altered or changed by the governing body; and

**WHEREAS**, the governing body of the City must adopt a millage rate ordinance levying ad valorem taxes on all taxable property within the City, consistent with the Budget Commission budget revenue anticipations, such that an annual balanced budget can be adopted; and

**WHEREAS**, Section 48-5-32 of the Official Code of Georgia Annotated (O.C.G.A.) requires that a report be published in a newspaper of general circulation throughout Fulton and DeKalb counties at least two weeks prior to the establishment by each levying authority of the millage rates for ad valorem taxes for the current calendar year; and

**WHEREAS**, the City complied with the provision of the City Charter and the 1937 Budget Law, as amended, when it adopted its 2002 millage rates and Budget in February 2002 but could not comply with Section 48-5-32 of the O.C.G.A. because the 2002 Tax Digest Information, per the Fulton and DeKalb County Tax Commissioners, was not available; and

**WHEREAS**, an approved 2002 Tax Digest is still not yet available but the City wishes to comply, to the best of its ability with the City Charter requirements and requirements of State Laws; and

**WHEREAS**, the City will prepare a public advertisement, based on the current Tax Digest information received, to be advertised in a paper of general circulation and will prepare a millage

rate ordinance to be readopted by Council in accordance with the provisions of Section 48-5-32 of the O.C.G.A.; and

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** that the Municipal Clerk be and is hereby authorized and directed to place a public advertisement in a paper or papers of general circulation, depicting the tax digest, millage rate, ad valorem taxes and other information as required by Section 48-5-32 of the Official Code of Georgia Annotated.

**BE IT FURTHER RESOLVED** that the public advertisement shall be in a prominent location in such newspaper and shall not be included with legal advertisements.

**BE IT FURTHER RESOLVED** that the above-mentioned information shall be broadcast on the City Cable TV Channel.

## TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon  
(for review & distribution to Executive Management)

Commissioner Signature:  Director Signature: 

From: Originating Dept.: Finance Contact (name): Gary Donaldson

Committee(s) of Purview: Finance/Executive Comm. Committee Deadline: April 29, 2002

Committee Meeting Date(s): May 15, 2002 City Council Meeting Date: May 20, 2002

### CAPTION:

A RESOLUTION BY  
FINANCE/EXECUTIVE COMMITTEE

AUTHORIZING THE MUNICIPAL CLERK TO PLACE A PUBLIC ADVERTISEMENT IN A NEWSPAPER OF GENERAL CIRCULATION, DEPICTING THE TAX DIGEST MILLAGE RATE, TAX LEVY, AND OTHER INFORMATION REQUIRED PER SECTION 48-5-32 OF THE O.C.G.A.

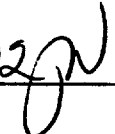
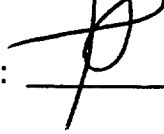
### BACKGROUND/PURPOSE/DISCUSSION:

This resolution authorizes and directs the City clerk to place a public advertisement in a paper or papers of general circulation, depicting the tax digest, millage rate, ad valorem taxes and other information as required by Section 48-5-32 of the Official Code of Georgia Annotated.

### FINANCIAL IMPACT (if any):

N/A

Mayor's Staff Only

Received by Mayor's Office: 4-23-02  Reviewed: 

Submitted to Council: \_\_\_\_\_

Action by Committee: \_\_\_\_\_ Approved \_\_\_\_\_ Adverse \_\_\_\_\_ Held \_\_\_\_\_ Amended  
\_\_\_\_\_ Substitute \_\_\_\_\_ Referred \_\_\_\_\_ Other